

THURSDAY, JANUARY 22, 1998

FIFTY-SIXTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Lynn Ray, Coolidge First Baptist Church, LaFollette, Tennessee.

Representative Goins led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 98

Representatives present were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Kerr; business reasons

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 137: Rep(s). Hood as prime sponsor(s).

House Joint Resolution No. 454: Rep(s). Bone as prime sponsor(s).

House Joint Resolution No. 457: Rep(s). Dunn and Garrett as prime sponsor(s).

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 456** -- Constitutional Amendments - Limits governor to one four-year term. by *Windle.

Judiciary Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for January 26, 1998:

House Joint Resolution No. 459 -- Memorials, Death - Inez Davis Carraway. by *Pleasant, *Haley, *Hargett.

House Joint Resolution No. 460 -- Memorials, Professional Achievement - Judge David Marlowe and Dwight Hawkersmith, truancy prevention. by *Fraleay.

House Joint Resolution No. 461 -- Memorials, Professional Achievement - Marvin E. Alexander, 1997 World Champion Auctioneer. by *Maddox.

House Joint Resolution No. 462 -- Memorials, Professional Achievement - Martha C. Howell, "Employee of the Year," Methodist Medical Center. by *Caldwell.

House Joint Resolution No. 463 -- Memorials, Public Service - Cyndy Bailes, CASA Executive Director. by *Caldwell.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 2284 -- General Assembly, Directed Studies - Directs commissioner of environment and conservation to develop written report on streambank erosion, to be delivered to general assembly by 1/15/2000. Amends TCA Title 69, Chapter 3. by *Tidwell.

House Bill No. 2285 -- Consumer Protection - Requires ticket sellers to refund ticket purchase price plus fees and charges when concert or event cancelled; allows ticket sellers to recover refund money from promoter or entertainer responsible for scheduling concert or event. Amends TCA Title 47, Chapter 18, Part 1. by *Hargett.

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***House Bill No. 2286** -- County Officers - Authorizes register of deeds of Lincoln County to collect \$2.00 data processing fee for purchase and maintenance of computers and supplies upon adoption of resolution by 2/3 vote of county legislative body. Amends TCA Section 8-21-1001. by *Phillips.

***House Bill No. 2287** -- Taxes, Real Property - Changes property tax reappraisal time period from every four years to every eight years; extends on-site review period to seven years Amends TCA Section 67-5-1601. by *Stulce.

House Bill No. 2288 -- Hamilton County - Subject to local approval, transfers duties of retired teachers pension commission to trustee Amends Chapter 689 of the Private Acts of 1937; as amended. by *Stulce.

***House Bill No. 2289** -- Solid Waste Disposal - Authorizes municipality to exercise power of eminent domain to establish landfill outside corporate boundaries only if governing body of area where landfill to be located approves action by 2/3 vote at two consecutive, regularly scheduled meetings. Amends TCA Title 68, Chapter 211, Part 1 and Part 9. by *Stulce.

***House Bill No. 2290** -- Economic and Community Development - Increases certain incentives for employers located within designated enterprise zones. Amends TCA Title 13, Chapter 28, Part 1. by *Brooks, *Pruitt, *Armstrong, *Jones U (Shelby), *Cooper B, *Miller L, *Turner (Shelby), *Bowers, *Brown, *Langster.

House Bill No. 2291 -- Probation - Creates private probation services council to ensure that uniform professional and contract standards practiced and maintained by private corporations, enterprises and entities engaged in rendering of probation services to courts. Amends TCA Title 16, Chapter 3. by *Brooks, *Brooks, *Armstrong, *Pruitt, *Miller L, *Cooper B, *Jones U (Shelby), *Langster, *Towns, *Turner (Shelby), *Bowers, *Brown.

***House Bill No. 2292** -- State Government - Requires each entity of state government, subject to requirements of Title IX of Education Amendments Act of 1972, and promulgated regulations, to develop Title IX implementation plan. by *Brooks, *Brown, *Cooper B.

House Bill No. 2293 -- Economic and Community Development - Enacts "Community Redevelopment Act of 1998." by *Brooks, *Armstrong, *Pruitt, *Miller L, *Jones U (Shelby), *Langster, *Towns, *Turner (Shelby), *Bowers, *Brown.

***House Bill No. 2294** -- Adoption - Changes violation of contact veto provisions of adoption law from Class A to Class B misdemeanor. Amends TCA Section 36-1-132. by *Fowlkes.

House Bill No. 2295 -- Banks and Financial Institutions - Authorizes out-of-state banks to acquire certain branch banks in Tennessee, without acquiring entire bank, if home state has reciprocal authorization for Tennessee banks. Amends TCA Title 45, Chapter 2, Part 14, Section 45-2-614 and Section 6 of Public Chapter No. 165, Acts of 1995. by *Rinks.

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House Bill No. 2296 -- Garnishments and Executions - Requires garnishee to appear at court and answer garnishment not less than 15 days, instead of ten, after date of issuance. - TCA Title 26, Chapter 2 and Title 56, Chapter 7. by *Pinion.

House Bill No. 2297 -- Railroads - Requires all railroad crossing gates or barriers to extend completely across railroad crossings; increases penalty for crossing such barriers from Class C to Class B misdemeanor. Amends TCA Title 55, Chapter 8, Part 1 and Title 65, Chapter 11, Part 1. by *Miller L.

***House Bill No. 2298** -- Agriculture - Enacts "Tennessee Strategic Industrial Hemp Seed Development Act of 1998." Amends TCA Title 43. by *Bowers.

House Bill No. 2299 -- Child Abuse - Establishes certain minimum requirements for child advocacy centers to qualify for receipt of state funding. Amends TCA Title 9, Chapter 6, Part 1. by *DeBerry L.

House Bill No. 2300 -- Teachers - Enacts "Alternative Teacher Certification Act." Amends TCA Title 49. by *DeBerry L.

***House Bill No. 2301** -- Health - Establishes Strike Out Stroke Project in department of health. Amends to TCA Title 68. by *DeBerry L., *Bowers.

House Bill No. 2302 -- Environmental Preservation - Provides for boards of control to oversee agricultural and forestry maintenance activities Amends TCA Title 69, Chapter 3. by *Tidwell.

***House Bill No. 2304** -- Water - Directs department of environment and conservation to prepare for distribution videos on removing debris from streams and repairing streambanks; terminates individual permits for doing work on streams. Amends TCA Title 69, Chapter 3, Part 1. by *Tidwell.

***House Bill No. 2305** -- County Officers - Permits county executive to hire clerical assistants subject to appropriation of county legislative body Amends TCA Section 5-6-116; Section 5-6-117 and Section 5-6-118. by *Fowlkes.

***House Bill No. 2306** -- Codes - Authorizes county executive rather than county legislative body to fill position of building commissioner. Amends TCA Section 13-7-110. by *Fowlkes.

***House Bill No. 2307** -- Public Contracts - Establishes procedure for selecting and negotiating contracts for architectural and engineering services; authorizes city, county or utility district having existing working relationship for architectural or engineering services to expand scope of services within technical competency of existing firm without exercising such procedures. Amends TCA Section 12-4-106. by *Kent.

***House Bill No. 2308** -- Public Records - Adds to exemptions from open records law marketing studies, marketing analysis and research, inquiry lists, and information generated by municipal corporation to attract prospective industrial, agricultural or tourism customers or visitors. Amends TCA Section 10-7-504. by *Huskey.

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House Bill No. 2309 -- Fees - Permits portion of clerk's child support collection fee to be used for contract services. Amends TCA Section 8-21-403. by *Turner (Hamilton).

***House Bill No. 2310** -- Sentencing - Increases from Class A misdemeanor to Class D felony punishment for offense of stalking if at the time of offense there was in effect order for protection prohibiting defendant from stalking victim Amends TCA Section 39-17-315. by *McMillan, *Hargrove, *Odom.

***House Bill No. 2311** -- Jails, Local Lock-ups - Permits, rather than requires, sheriff of Davidson, Shelby and Moore counties to establish inmate incentive program for participation of workhouse prisoners in vocational or academic education classes. Amends TCA Title 41, Chapter 2. by *McMillan.

***House Bill No. 2312** -- Correctional Programs - Permits, rather than requires, county sheriff to determine whether to establish furlough program for workhouse prisoner. Amends TCA Title 41, Chapter 2. by *McMillan.

House Bill No. 2313 -- Local Education Agency - Requires majority of all members constituting board to transact all business coming before board in regular or special meetings instead of majority of quorum. Amends TCA Section 49-2-202. by *McMillan, *Atchley, *McMillan.

***House Bill No. 2314** -- Memorials, Government Officials - Directs state coordinating council on domestic violence to promulgate regulations by 7/1/99, for batterers' intervention programs for perpetrators of domestic abuse and certify compliance with such regulations. Amends TCA Title 38, Chapter 12. by *McMillan, *McMillan.

***House Bill No. 2315** -- Domestic Violence - Authorizes arrest without warrant of person violating conditions of release imposed following arrest for domestic abuse offense or order of protection violation. Amends TCA Title 40, Chapter 11 and Title 40, Chapter 7. by *McMillan.

***House Bill No. 2316** -- Domestic Violence - Prohibits court from issuing mutual order of protection to opposing parties in domestic abuse cases, but does not preclude issuance of separate orders of protection restraining each opposing party under certain circumstances. Amends TCA Title 36, Chapter 3, Part 6. by *McMillan.

House Bill No. 2317 -- Pharmacy - Requires pharmacy board to track duplication of narcotics prescriptions to recipients; authorizes TennCare bureau to withhold percent of capitation of MCOs until violations corrected. Amends TCA Titles 39, 40, 41, 49, 56, 63, 68 and 71. by *Newton.

House Bill No. 2318 -- Criminal Procedure - Requires person convicted of crime to remain on probation until entire sentence served or judgment in case paid in full, including restitution and other costs. After maximum jail sentence has expired, probation is not to be revoked for any reason other than non-payment of judgment under certain circumstances. Amends TCA Section 40-35-304. by *Newton.

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***House Bill No. 2319** -- Workers' Compensation - Enacts "Vocational Disability Act of 1998." Amends TCA Title 50, Chapter 6. by *Cole (Dyer).

***House Bill No. 2320** -- Workers' Compensation - Authorizes psychologists to provide services to workers' compensation cases. Amends TCA Title 50, Chapter 6. by *Cole (Dyer).

***House Bill No. 2321** -- Capital Punishment - Mandates lethal injection as only method of execution for persons sentenced to death after 1/1/99. Amends TCA Section 40-23-114. by *Newton.

***House Bill No. 2322** -- Capital Punishment - Establishes lethal injection as option for execution of death sentence; permits trial judge to determine execution method. Amends TCA Section 40-23-114 and Section 39-13-204. by *Newton.

***House Bill No. 2323** -- School Transportation - Directs commissioner of education to require that all pupils are sitting in seat and not on floorboards of school bus. Amends TCA Section 49-6-2110. by *Curtiss.

House Bill No. 2324 -- Education, Dept. of - Enacts "State Special Schools Model Schools Act of 1998." Amends TCA Title 49, Chapter 50, Part 10. by *Windle.

***House Bill No. 2325** -- Safety - Makes qualifications for public safety dispatchers applicable only to dispatchers employed on or after 7/1/97; requires NCT and STA operators to meet only qualifications for public safety dispatchers, notwithstanding TBI rules to the contrary. Amends TCA Section 7-86-201 and Section 38-8-106. by *Windle.

***House Bill No. 2326** -- Pensions and Retirement Benefits - Removes mandatory retirement age for wildlife resources officers. Amends TCA Title 8, Chapter 36, Part 2. by *Windle.

***House Bill No. 2327** -- Victims Rights - Requires person committing offense to pay restitution to victim. Amends TCA Section 39-11-118. by *Windle.

House Bill No. 2328 -- Motor Vehicles, Titling and Registration - Requires department to complete examination of records and issue or decline to issue certificate of title within 15 days from receipt of application; appropriates sum sufficient. Amends TCA Title 55. by *Windle.

***House Bill No. 2329** -- Local Education Agency - Allows general assembly, by private act, to set county board of education membership at not less than three nor more than 10. Amends TCA Section 49-2-201. by *Windle.

House Bill No. 2330 -- Criminal Offenses - Expands Class A misdemeanor of being improperly on school grounds to include school buses; expands civil cause of action for intentional assault on school personnel to include assault committed on vehicle used to transport students or faculty. Amends TCA Section 49-6-2008. by *Fowlkes.

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***House Bill No. 2331** -- Courts, General Sessions - Gives general sessions court judge authority to suspend costs and litigation taxes for indigent criminal defendant. Amends TCA Section 20-12-119. by *Stulce, *McAfee.

***House Bill No. 2332** -- Architects and Engineers - Clarifies that applicant for licensure as engineer will not have to pay registration fee until approved for licensure by board. Amends TCA Section 62-2-404. by *Garrett.

***House Bill No. 2333** -- Taxes, Income - Phases out Hall income tax over the next five fiscal years. Amends TCA Title 67, Chapter 2. by *Ritchie.

House Bill No. 2334 -- Claims Commission, Tennessee - Removes requirement of agreement of parties and attorney general to transfer of case from court to claims commission and requires transfer in all cases. Amends TCA Section 9-8-307. by *McMillan.

House Bill No. 2335 -- Board of Regents - Transfers Grundy County from Chattanooga State Technical Community College service area to Motlow State Community College service area. Amends TCA Title 49, Chapter 8, Part 1. by *Lewis, *Fraleigh.

***House Bill No. 2336** -- Dentists - Clarifies definition of "practice of dental hygiene." Amends TCA Title 63, Chapter 5, Part 1. by *Rinks, *Newton, *Godsey, *Eckles.

***House Bill No. 2337** -- Dentists - Permits dental hygienists to administer local anesthesia. Amends TCA Section 63-5-108. by *Rinks, *Newton, *Godsey, *Eckles.

House Bill No. 2338 -- Municipal Government - Permits boards of municipalities incorporated under general law having mayor-aldermanic charter, to adopt ordinance to change from four to two year terms. Amends TCA Section 6-3-102. by *McAfee.

***House Bill No. 2339** -- Tennessee Wildlife Resources Agency - Expands director's authority to buy certain hardwood forests in Scott and Campbell counties to include land adjacent to those properties. Amends TCA Section 11-14-401(c). by *Cross, *Huskey, *McAfee, *Bittle, *Roach, *Kernell, *Stulce, *Ridgeway, *Clabough, *Curtiss, *Tidwell, *Davis R, *Brown, *Odom, *Scroggs, *Godsey, *Winningham, *Turner (Hamilton).

House Bill No. 2340 -- Public Records - Clarifies that claim for and amount of compensation paid to attorney appointed by court to represent indigent is public record. Amends TCA Title 40, Chapter 14. by *Burchett.

***House Bill No. 2341** -- Driver Licenses - Requires driver license applicants who do not speak English to provide own interpreter if needed for assistance with application and required examinations. Amends TCA Title 55, Chapter 50. by *Burchett, *Robinson, *White.

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***House Bill No. 2342** -- Traffic Safety - Establishes uniform state-wide speed limit of 20 mph in school zones. Amends TCA Section 55-8-152. by *Burchett.

House Bill No. 2343 -- Tort Liability - Adds public building authorities to Governmental Tort Liability Act. by *Burchett.

***House Bill No. 2344** -- Alcoholic Offenses - Requires law enforcement officer to conduct test to determine blood alcohol of driver involved in accident resulting in injury or death if officer has probable cause to believe driver committed DUI, vehicular assault, vehicular homicide or aggravated vehicular homicide. Amends TCA Title 55, Chapter 10, Part 4. by *DeBerry J, *DeBerry J.

***House Bill No. 2345** -- DUI/DWI Offenses - Reduces from .10 percent to .08 percent blood alcohol concentration necessary to constitute DUI violation; reduces from .10 percent to .08 percent blood alcohol concentration at which person presumed to be DUI; and reduces from .08 percent to .05 percent blood alcohol concentration at which second or subsequent DUI offender presumed to be DUI. Amends TCA Title 55, Chapter 10, Part 4. by *DeBerry J.

***House Bill No. 2346** -- Education, Higher - Requires reporting of felonies or Class A misdemeanors committed on or within facilities of institutions of higher education to local law enforcement. Amends TCA Title 49. by *DeBerry J, *Bowers, *Miller L, *Jones U (Shelby).

***House Bill No. 2347** -- Health, Dept. of - Authorizes department to issue certification that child has been stillborn; authorizes issuance of death certificate for such child. Amends TCA Title 68, Chapter 3, Parts 3 and 5. by *DeBerry J.

***House Bill No. 2348** -- Criminal Offenses - Creates Class C misdemeanor offense of loitering upon property of another. Amends TCA Title 39. by *DeBerry J.

***House Bill No. 2349** -- Sunset Laws - Tennessee state racing commission, June 30, 1999. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 36. by *Jones U (Shelby), *Towns, *Armstrong, *Cooper B, *Bowers.

***House Bill No. 2350** -- Sunset Laws - Tennessee state racing commission, June 30, 1998. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 36. by *Jones U (Shelby), *Towns, *Armstrong, *Cooper B, *Bowers.

***House Bill No. 2351** -- Interstate Compacts - Enacts "Southern Dairy Compact." Amends TCA Title 43. by *Givens.

***House Bill No. 2352** -- Insurance Companies, Agents, Brokers - Makes companies selling workers' compensation insurance subject to federal and state antitrust laws. Amends TCA Title 56. by *Phelan.

***House Bill No. 2353** -- Motor Vehicles - Makes security interest in motor vehicle perfected at time made if delivery completed within 20 days; otherwise, security interest is perfected upon delivery within 20 days to county clerk or division of motor vehicles. Amends TCA Title 55. by *Phelan.

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***House Bill No. 2354** -- Sunset Laws - Tennessee motor vehicle commission, June 30, 2000. Amends TCA Title 4, Chapter 29 and Section 55-17-103. by *Phelan.

***House Bill No. 2355** -- Motor Vehicles, Titling and Registration - Raises penalty for driving or moving unregistered vehicle on a highway from Class C to Class B misdemeanor. Amends TCA Title 55. by *Phelan.

House Bill No. 2356 -- Election Laws - Requires candidate for municipal office to file nominating petition with county election commission where municipality located; if city in more than one county, requires filing in county where city hall located. Amends TCA 2-5-104. by *Arriola.

House Bill No. 2357 -- Election Laws - Permits disabled or illiterate voter to vote with assistance of any person of voter's choice in presence of judge or election official of different political party. Amends TCA 2-7-116. by *Arriola.

House Bill No. 2358 -- Sexual Offenses - Creates Class B felony offense of "aggravated spousal rape," defined as spousal rape where defendant also engages in conduct cruel, vile and inhumane to victim during commission of offense. Amends TCA Title 39, Chapter 13, Part 5. by *Sands, *White, *McMillan, *Fowlkes.

House Bill No. 2359 -- Professions and Occupations - Makes various changes to provisions governing employee assistance professionals. Amends TCA Title 62, Chapter 42, Part 1. by *Bone.

House Bill No. 2360 -- Courts - Requires that final orders and cost bonds include name, address and social security or other identifying number of party ordered to pay court costs. by *Bone.

***House Bill No. 2361** -- Administrative Procedure - Specifies that functions or duties of departments or agencies of state government that have been transferred to another department or agency will be subject to review by government operations committees within two years of such transfer. Amends TCA Title 4, Chapter 29. by *Kernell.

***House Bill No. 2362** -- Telecommunications - Authorizes municipally owned electric systems to provide cable service, two-way video transmission, video programming, Internet access, and/or Internet service. Amends TCA Title 7, Chapter 52, Part 4. by *Kisber, *Stulce.

House Bill No. 2363 -- Taxes, Privilege - Phases in over three fiscal years credit against surcharge or tax on rental cars. Amends TCA Title 67, Chapter 4, Part 19. by *Kisber.

House Bill No. 2364 -- Children - Revises from six to 12 years age of children prohibited from riding in open bed of pickup truck. Amends TCA Section 55-8-189. by *Kisber.

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House Bill No. 2365 -- Telecommunications - Adds to purpose of telephone cooperatives to provide telecommunication as well as telephone service in rural areas. Amends TCA Title 65, Chapter 29, Part 1. by *Kisber.

House Bill No. 2366 -- Education, Higher - Enacts "Tennessee Student Employment Incentive Program." Amends TCA Title 49, Title 50 and Title 56. by *Kisber.

House Bill No. 2367 -- Taxes, Litigation - Creates additional litigation tax to be paid to crime stoppers organizations. Amends TCA Title 67, Chapter 4, Part 6. by *Kisber.

House Bill No. 2368 -- Taxes, Sales - Repeals special tax rate for aviation fuel. Amends TCA Title 67, Chapter 4; Title 67, Chapter 5 and Title 67, Chapter 6. by *Kisber.

***House Bill No. 2369** -- Telecommunications - Authorizes certain municipally owned electric systems and certain electric cooperatives to provide certain telecommunications services within certain areas. Amends TCA Title 7, Chapter 52, Part 4 and Title 65, Chapter 25, Part 2. by *Kisber, *Stulce.

House Bill No. 2370 -- Criminal Offenses - Makes changes to civil liability provisions relative to theft of retail merchandise. Amends TCA Section 39-14-144 and Section 39-14-145. by *Kisber, *Rinks, *Cole (Dyer), *Phelan, *McDaniel, *Stamps.

House Bill No. 2371 -- Workers' Compensation - Revises workers' compensation statutes. Amends TCA Title 4; Title 38; Title 39; Title 50 and Title 56. by *Kisber, *Rinks, *McKee, *Cole (Dyer), *Burchett, *Armstrong.

***House Bill No. 2372** -- Governor - Raises salary levels of certain elected officials. Amends TCA Title 3, Chapter 1 and Title 8. by *Kernell.

House Bill No. 2373 -- Courts - Authorizes three judge panels to hear cases challenging validity of state statute or municipal ordinance. Amends TCA Title 17. by *Scroggs.

***House Bill No. 2374** -- Insurance Companies, Agents, Brokers - Requires insurance agents to report unethical or illegal behavior by other insurance agents to commissioner of commerce and insurance; provides relief if disciplinary or retaliatory action is taken against agents for reporting such unethical or illegal behavior. Amends TCA Title 56, Chapter 6. by *Scroggs.

***House Bill No. 2375** -- Zoning - Expands prohibition on location of certain residential facilities. Amends TCA Section 33-5-105 and Title 71, Chapters 2 and 3. by *Kernell.

***House Bill No. 2376** -- Salaries and Benefits - Permits members of general assembly who live within 50 miles of capitol to decline per diem payments. Amends TCA Section 3-1-106. by *Halteman Harwell.

House Bill No. 2377 -- Weights and Measures - Authorizes commissioner of agriculture to determine qualifications of applicants to service weighing or measuring devices based upon examination of applicant's knowledge; changes late fee after grace period to \$25.00 instead of \$25.00 per month. Amends TCA Title 47, Chapter 26. by *Goins, *Boyer.

House Bill No. 2378 -- Children - Directs board for licensing health care facilities and emergency medical services board to promulgate minimum regulatory standards to ensure adequacy of emergency medical services for children. Amends TCA Title 68, Chapter 11, Part 2 and Title 68, Chapter 140, Part 5. by *Pruitt, *DeBerry J, *Turner (Hamilton), *Eckles, *Armstrong, *Brooks, *Halteman Harwell, *Jones, S., *Langster, *Bowers, *DeBerry L, *Miller L.

House Bill No. 2379 -- Taxes, Income - Exempts persons over 65 who have not earned income or retirement benefits, except social security payments, from Hall income tax. Amends TCA Section 67-2-104. by *McDonald, *Arriola, *Bone, *West, *Curtiss, *Rhinehart, *McDaniel, *Lewis, *Fowlkes, *Head, *Williams (Williamson), *Hargrove, *Garrett, *Newton, *Boner, *Fitzhugh, *Sands, *Givens.

House Bill No. 2380 -- State Prisoners - Enacts "Inmate Financial Responsibility Act of 1998." Amends TCA Title 41, Chapter 21. by *McDonald, *Armstrong, *Bone, *West, *Curtiss, *Garrett, *Lewis, *Fraleigh, *Fowlkes, *Head, *Williams (Williamson), *Hargrove, *McDaniel.

House Bill No. 2381 -- Unemployment Compensation - Excludes from computation of employer's premium rate those benefit charges paid to former welfare recipients. Amends TCA Title 50, Chapter 7. by *Bowers, *Armstrong, *Miller L, *Cooper B, *Jones U (Shelby), *Towns, *Brooks, *Brown.

House Bill No. 2382 -- Tort Liability - Enacts "Uncompensated Care Liability Act." Amends TCA Title 29. by *Bowers, *Armstrong, *Miller L, *Cooper B, *Jones U (Shelby), *Towns, *Brooks, *Brown, *Chumney.

House Bill No. 2383 -- Education, Higher - Extends 25 percent college tuition discount for children of Tennessee public school teachers to children of retired Tennessee public school teachers with at least 25 years creditable service. Amends TCA Section 49-7-119. by *Bowers, *Armstrong, *Miller L, *Cooper B, *Jones U (Shelby), *Towns, *Brooks, *Brown, *Chumney.

House Bill No. 2384 -- Insurance, Health, Accident - Expands mental health parity requirement to include individual policies and state employees. Amends TCA Title 8 and Title 56. by *Bowers, *Armstrong, *Cooper B, *Jones U (Shelby), *Towns, *Brooks.

House Bill No. 2385 -- Contractors - Requires governor to appoint each member of state board of contractors who is residential contractor from list of names submitted by Home Builders Association of Tennessee, Inc. Amends TCA Section 62-6-104. by *Bowers, *Armstrong, *Miller L, *Cooper B, *Jones U (Shelby), *Towns.

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House Bill No. 2386 -- Tort Liability - Provides immunity from tort liability for certain care rendered in emergency situations. Amends TCA Title 63, Chapter 6. by *Bowers, *Armstrong, *Cooper B, *Jones U (Shelby), *Towns, *Brooks, *Brown.

House Bill No. 2387 -- Mental Illness - Revises law on involuntary commitments. Amends TCA Titles 13, 24, 33, 37, 41 and 68. by *Bowers.

House Bill No. 2388 -- Television, Cable - Requires records of customer complaints to be retained for three years. Amends TCA Title 7, Chapter 59; Title 39, Chapter 14 and Title 65, Chapter 25. by *Sands.

***House Bill No. 2389** -- Mental Illness - Provides for establishment of a subsidized, statewide "safety net" of mental health services for certain individuals who lack access to financial means and resources necessary to pay full fee for such services. Amends TCA Title 33, Chapter 1, Part 2. by *Eckles, *Givens.

***House Bill No. 2390** -- Surveyors - Revises certain requirements for renewal of registration of land surveyors. Amends TCA Title 62, Chapter 18. by *Boyer.

***House Bill No. 2391** -- Taxes, Sales - Authorizes payment of sales tax on accounts receivable when entity extending credit is paid. Amends TCA Title 67, Chapter 6, Part 5. by *Boyer.

House Bill No. 2392 -- Taxes, Sales - Extends exemption from sales and use tax for parking privileges sold by colleges, universities, technical institutes or state technology centers to students to include faculty and staff. Amends TCA Section 67-6-329. by *Hargett, *Kernell, *Cooper B, *DeBerry J.

House Bill No. 2393 -- Teachers - Gives 25 percent tuition discount to full-time certified Tennessee teachers at any state operated institution of higher learning. Amends TCA Section 49-7-119. by *Hargett, *Kernell, *Cooper B, *DeBerry J, *Maddox.

House Bill No. 2394 -- Education, State Board of - Requires board and local education agencies, located entirely or partially within 100 miles of the New Madrid fault line, to implement earthquake drills. Amends TCA Section 49-1-302. by *Hargett, *Bowers, *Kernell, *Haley, *Pleasant.

***House Bill No. 2395** -- Alcoholic Offenses - Prohibits employees of permit holders engaged in sale of certain alcoholic beverages from selling to minors. Amends TCA Section 57-5-301. by *Hargett.

***House Bill No. 2396** -- Judicial Districts - Creates position of circuit court judge in 19th judicial district effective 9/1/98; provides for election of such judge at August 1998 election. Amends TCA Title 2, Chapter 13 and Section 16-2-506. by *McMillan.

***House Bill No. 2397** -- Workers' Compensation - Limits reimbursement for worker's compensation purposes for reasonable travel expenses for authorized medical provider/facility visits to travel outside 20 mile radius from injured worker's residence or workplace. Amends TCA Section 50-6-204. by *Buck.

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House Bill No. 2398 -- Eminent Domain - Prohibits jury from setting off incidental benefits to property owner from proposed easement against value of property taken when determining damages in private road eminent domain case. Amends TCA Title 54, Chapter 14. by *Buck.

House Bill No. 2399 -- Domestic Violence - Permits respondent to appeal granting of order for protection within ten days but provides that order remain in effect until appeal heard. Amends TCA Title 36, Chapter 3. by *Buck.

***House Bill No. 2400** -- Drugs - Makes simple possession of controlled substance Class E felony if defendant has two or more prior convictions for simple possession or sale rather than just two or more prior convictions for simple possession. Amends TCA Title 37; Title 38; Title 39; Title 40; Title 41; Title 49; Title 53; Title 55 and Title 68. by *Buck.

***House Bill No. 2401** -- Criminal Offenses - Increases from Class C to Class B misdemeanor offense of person engaged in business of selling drugs substituting more expensive drug for one given on face of prescription. Amends TCA Title 38; Title 39; Title 40; Title 41; Title 49; Title 53; Title 55 and Title 68. by *Buck.

House Bill No. 2402 -- Firearms and Ammunition - Exempts military war veterans from firing range portion of handgun safety course requirement to obtain handgun carry permit. Amends TCA Title 39, Chapter 17. by *Buck.

***House Bill No. 2403** -- Law Enforcement - Extends from 7/1/98 to 7/1/99, date after which law enforcement personnel required to take two sets of fingerprints from all persons arrested. Amends TCA Title 8, Chapter 4, Title 8, Chapter 8, Part 2, Title 38, Chapter 3, Part 1 and Chapter 502 of the Public Acts of 1997. by *Buck.

***House Bill No. 2404** -- Tennessee Bureau of Investigation - Creates drug investigation division within TBI; provides for transfer of agents and employees and selection of chief administrator to such division. Amends TCA Title 38, Chapter 6. by *Buck.

House Bill No. 2405 -- Physicians and Surgeons - Requires doctors and other similar health care providers to furnish copy of patient's medical records within two business days of patient paying reproduction costs rather than furnishing the records without delay. Amends TCA Title 56; Title 63 and Title 68. by *Buck.

***House Bill No. 2406** -- Civil Procedure - Authorizes reproduction of business record to be admissible in evidence if reproduction of business record created in regular course of business. Amends TCA Title 24, Chapter 7. by *Buck.

***House Bill No. 2407** -- Alcoholic Beverages - Removes restrictions on beer container sizes. - Repeals TCA Section 57-5-112; Section 57-6-104(e) and Section 57-6-104(i). by *Buck.

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***House Bill No. 2408** -- Alcoholic Beverages - Removes restrictions on beer container sizes. Amends TCA Section 57-5-112; Section 57-6-104(e) and Section 57-6-104(i). by *Buck.

***House Bill No. 2409** -- Administrative Procedure - Requires, when property has been seized, forfeiture warrant hearing to be recorded; requires police and judge to state with specificity why property subject to forfeiture if owner not in possession at time of seizure; gives person cause of action against seizing agency if property seized or not returned in bad faith. Amends TCA Title 40, Chapter 33, Part 2. by *Buck.

House Bill No. 2410 -- Firearms and Ammunition - Provides that 15 day waiting period to purchase handgun does not apply to purchasers who possess valid unexpired Tennessee handgun carry permit; requires department of safety to establish toll-free verification system to allow seller to determine if permit is suspended or revoked at time of sale. Amends TCA Title 39, Chapter 17, Part 13. by *Buck.

House Bill No. 2411 -- State Government - Requires each state department office to be located in central business improvement district of those cities which have organized such district; exempts offices whose purpose and function would be unreasonably burdened by locating in such districts. Amends TCA Section 4-4-104. by *Kent.

House Bill No. 2412 -- Taxes, Real Property - Eliminates any exemption from taxation of state owned real property located in central business improvement district. Amends TCA Section 67-5-203. by *Kent.

House Bill No. 2413 -- Industrial Development - Expands scope of industrial development corporate powers to include sports and recreational facilities. Amends TCA Title 7, Chapter 53. by *Kent.

House Bill No. 2414 -- Industrial Development - Expands scope of powers of industrial development corporations. Amends TCA Title 7, Chapter 53, Part 3. by *Kent.

House Bill No. 2415 -- Pharmacy - Enacts "Prescription Refill Safety Act." Amends TCA Title 63. by *Jackson, *Caldwell, *Eckles, *Bowers, *DeBerry L, *Arriola, *Hargett.

House Bill No. 2416 -- Aircraft and Airports - Sets out professional requirements for certain airport governing authority board members if airport located in county other than where creating board located. Amends TCA Section 42-4-105. by *Clabough, *Bittle.

***House Bill No. 2417** -- County Officers - Upon adoption of resolution by 2/3 vote of county legislative body, authorizes additional \$2.00 fee for recording each instrument to be allocated for purchase, upgrading and maintaining computer equipment, software and supplies for use in operation of register's office. Amends TCA Section 8-21-1001. by *Fowlkes.

***House Bill No. 2418** -- TennCare - Disqualifies TennCare enrollee who is uninsurable from eligibility for organ transplants unless has been Tennessee resident for one year, exhausted COBRA benefits and previously had private insurance that covered organ transplants. Amends TCA Section 71-5-107. by *Turner (Hamilton), *Bowers.

***House Bill No. 2419** -- TennCare - Requires state to reimburse MCOs and BHOs within 45 days of date costs submitted for health services provided to enrollees before receiving notice from state of assignment of enrollee to MCO or BHO. Amends TCA Title 71, Chapter 5, Part 1. by *Williams (Williamson), *Turner (Hamilton), *Bowers.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 2142** -- Judges and Chancellors -- House Judiciary Committee

***House Bill No. 2143** -- Taxes, Sales -- House Finance, Ways & Means Committee

***House Bill No. 2144** -- Taxes, Sales -- House Finance, Ways & Means Committee

House Bill No. 2145 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2146 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2147 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2148 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2149 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2150 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2151 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2152 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2153 -- Sunset Laws -- House Government Operations Committee

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House Bill No. 2154 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2155 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2156 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2157 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2158 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2159 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2160 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2161 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2162 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2163 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2164 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2165 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2166 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2167 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2168 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2169 -- Sunset Laws -- House Government Operations
Committee

House Bill No. 2170 -- Sunset Laws -- House Government Operations
Committee

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House Bill No. 2171 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2172 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2173 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2174 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2175 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2176 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2177 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2178 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2179 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2180 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2181 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2182 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2183 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2184 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2185 -- Sunset Laws -- House Government Operations Committee

House Bill No. 2186 -- Sunset Laws -- House Government Operations Committee

***House Bill No. 2187** -- Naming and Designating -- House State & Local Government Committee

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House Bill No. 2188 -- Veterans -- House State & Local Government Committee

House Bill No. 2189 -- Taxes, Inheritance Gift -- Caption Bill Held on House Desk

House Bill No. 2190 -- Taxes, Inheritance Gift -- House Finance, Ways & Means Committee

House Bill No. 2191 -- County Officers -- House State & Local Government Committee

House Bill No. 2192 -- Sentencing -- House Judiciary Committee

House Bill No. 2193 -- Sewage -- House Conservation & Environment Committee

House Bill No. 2194 -- Custody and Support -- House Children and Family Affairs Committee

House Bill No. 2195 -- Consumer Protection -- House Consumer & Employees Affairs Committee

House Bill No. 2196 -- Surveyors -- House Commerce Committee

House Bill No. 2197 -- Grainger County -- Local Bill Held on House Desk

***House Bill No. 2198** -- Health -- House Health & Human Resources Committee

House Bill No. 2199 -- Sports -- House Commerce Committee

House Bill No. 2200 -- Sewage -- Caption Bill Held on House Desk

***House Bill No. 2201** -- Insurance, Motor Vehicles -- House Government Operations Committee

***House Bill No. 2202** -- Day Care -- House Health & Human Resources Committee

***House Bill No. 2203** -- Health -- House Health & Human Resources Committee

House Bill No. 2204 -- Process, Service of -- House Judiciary Committee

House Bill No. 2205 -- Judicial Officers -- House Judiciary Committee

***House Bill No. 2206** -- Fire Prevention and Investigation -- House Commerce Committee

THURSDAY, JANUARY 22, 1998 -- FIFTY-SIXTH LEGISLATIVE DAY

***House Bill No. 2208** -- Fire Prevention and Investigation -- House Government Operations Committee

***House Bill No. 2209** -- Commerce and Insurance, Dept. of -- House Commerce Committee

***House Bill No. 2210** -- Administrative Procedure -- House State & Local Government Committee

***House Bill No. 2211** -- Textbooks -- House Education Committee

***House Bill No. 2212** -- Basic Education Program (BEP) -- House Education Committee

***House Bill No. 2213** -- Education -- House Education Committee

***House Bill No. 2214** -- Unemployment Compensation -- House Consumer & Employees Affairs Committee

***House Bill No. 2215** -- Unemployment Compensation -- House Consumer & Employees Affairs Committee

***House Bill No. 2216** -- Water Pollution -- House Conservation & Environment Committee

***House Bill No. 2217** -- Administrative Procedure -- House Conservation & Environment Committee

***House Bill No. 2218** -- Surplus Property -- House State & Local Government Committee

***House Bill No. 2219** -- Public Contracts -- House State & Local Government Committee

***House Bill No. 2220** -- Law Enforcement -- House Judiciary Committee

***House Bill No. 2221** -- Banks and Financial Institutions -- House Commerce Committee

***House Bill No. 2222** -- Purchasing -- Caption Bill Held on House Desk

***House Bill No. 2223** -- Taxes -- House Finance, Ways & Means Committee

***House Bill No. 2224** -- Revenue, Dept. of -- House Finance, Ways & Means Committee

***House Bill No. 2225** -- Taxes, Excise -- House Finance, Ways & Means Committee

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***House Bill No. 2227** -- Tobacco, Tobacco Products -- House Judiciary Committee

***House Bill No. 2228** -- Taxes -- House Finance, Ways & Means Committee

***House Bill No. 2229** -- Railroads -- Caption Bill Held on House Desk

***House Bill No. 2230** -- Race Relations -- House Conservation & Environment Committee

House Bill No. 2231 -- Sevier County -- Local Bill Held on House Desk

***House Bill No. 2232** -- Courts, General Sessions -- House Judiciary Committee

House Bill No. 2233 -- Millington -- Local Bill Held on House Desk

House Bill No. 2234 -- Taxes, Real Property -- Caption Bill Held on House Desk

House Bill No. 2235 -- Bond Issues -- House Finance, Ways & Means Committee

***House Bill No. 2236** -- Motor Vehicles -- House Commerce Committee

***House Bill No. 2237** -- Private Protective Services -- House Commerce Committee

***House Bill No. 2238** -- Health -- House Transportation Committee

***House Bill No. 2239** -- Search & Seizure -- House Judiciary Committee

***House Bill No. 2240** -- Taxes, Real Property -- House State & Local Government Committee

***House Bill No. 2241** -- Insurance, Health, Accident -- House Commerce Committee

***House Bill No. 2242** -- Real Property -- Caption Bill Held on House Desk

***House Bill No. 2243** -- Private Protective Services -- House Commerce Committee

***House Bill No. 2244** -- Private Protective Services -- House Commerce Committee

***House Bill No. 2245** -- Law Enforcement -- House Judiciary Committee

***House Bill No. 2246** -- Highways, Roads and Bridges -- House Transportation Committee

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***House Bill No. 2247** -- Highways, Roads and Bridges -- House Transportation Committee

***House Bill No. 2248** -- Contractors -- House Commerce Committee

***House Bill No. 2249** -- Bond Issues -- House Finance, Ways & Means Committee

***House Bill No. 2250** -- Contractors -- House Commerce Committee

***House Bill No. 2251** -- Private Protective Services -- House Commerce Committee

***House Bill No. 2252** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

***House Bill No. 2253** -- Municipal Government -- House State & Local Government Committee

***House Bill No. 2254** -- Alcoholic Beverage Commission -- House State & Local Government Committee

***House Bill No. 2255** -- Tobacco, Tobacco Products -- House Commerce Committee

House Bill No. 2256 -- Crime, Victims of -- House Judiciary Committee

***House Bill No. 2257** -- Tort Liability -- Caption Bill Held on House Desk

***House Bill No. 2258** -- Insurance Companies, Agents, Brokers -- Caption Bill Held on House Desk

House Bill No. 2259 -- Alcoholic Offenses -- House Judiciary Committee

House Bill No. 2260 -- Victims Rights -- House Judiciary Committee

***House Bill No. 2261** -- Courts -- House Judiciary Committee

***House Bill No. 2262** -- Election Laws -- Caption Bill Held on House Desk

House Bill No. 2263 -- Municipal Government -- House State & Local Government Committee

House Bill No. 2264 -- Pensions and Retirement Benefits -- House Finance, Ways & Means Committee

***House Bill No. 2265** -- Day Care -- House Health & Human Resources Committee

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***House Bill No. 2266** -- County Officers -- House State & Local Government Committee

House Bill No. 2267 -- Annexation -- House State & Local Government Committee

***House Bill No. 2268** -- Election Laws -- House State & Local Government Committee

***House Bill No. 2269** -- Taxes -- House State & Local Government Committee

***House Bill No. 2270** -- Pensions and Retirement Benefits -- House Finance, Ways & Means Committee

House Bill No. 2271 -- Teachers -- House Education Committee

***House Bill No. 2272** -- Local Government, General -- House State & Local Government Committee

House Bill No. 2273 -- County Government -- House State & Local Government Committee

***House Bill No. 2274** -- Regional Authorities -- House State & Local Government Committee

House Bill No. 2275 -- Hospitals and Health Care Facilities -- Caption Bill Held on House Desk

House Bill No. 2276 -- Corporations, Not for Profit -- Caption Bill Held on House Desk

House Bill No. 2277 -- Taxes, Franchise -- Caption Bill Held on House Desk

***House Bill No. 2278** -- Local Government, General -- House State & Local Government Committee

***House Bill No. 2279** -- Credit Unions -- House Commerce Committee

House Bill No. 2280 -- Corporations -- Caption Bill Held on House Desk

House Bill No. 2281 -- Criminal Offenses -- Health & Human Resources Committee

House Bill No. 2282 -- Annexation -- House State & Local Government Committee

House Bill No. 2283 -- Tennessee Higher Education Commission -- House Education Committee

CONSENT CALENDAR

House Resolution No. 134 -- Memorials, Professional Achievement - Jettie Clabo, "Outstanding Trustee of the Year.". by *Huskey.

House Resolution No. 135 -- Memorials, Professional Achievement - Reverend Greg Kelly, "Small Church Pastor of the Year.". by *Ferguson.

House Resolution No. 137 -- Memorials, Public Service - Colonel Matt D. McKnight. by *Windle, *Eckles.

House Resolution No. 138 -- Memorials, Interns - Kirsten Cassel, Page. by *Hargrove.

House Joint Resolution No. 449 -- Memorials, Sports - 1997 Munford High School football team, runner-up, TSSAA Division 1, Class 5-A. by *Naifeh.

House Joint Resolution No. 450 -- Memorials, Sports - 1997 Covington High School football team, TSSAA Division 1, Class AAA state playoffs quarter finalist. by *Naifeh.

House Joint Resolution No. 451 -- Memorials, Public Service - Bedford County Ambulance Service. by *Phillips.

House Joint Resolution No. 452 -- Memorials, Public Service - J. Frank Walker. by *Sands.

House Joint Resolution No. 453 -- Memorials, Professional Achievement - Dr. James H. Daughdrill, President of Rhodes College. by *Hargett.

House Joint Resolution No. 454 -- Memorials, Sports - 1997 Mt. Juliet High School football team. by *Beavers, *Bone.

House Joint Resolution No. 457 -- Memorials, Sports - 1997 White House High School football team, TSSAA Division 1, Class 3-A state champions. by *McDonald, *Davidson, *Stamps, *Dunn, *Garrett.

House Joint Resolution No. 458 -- Memorials, Academic Achievement - Kesmet Kerley, Mission to Mars web site, first prize, 1997 Thinkquest contest. by *Hargett.

Senate Joint Resolution No. 365 -- Memorials, Professional Achievement - Judge John Turnbull, Judge of the Year. by *Davis L.

Senate Joint Resolution No. 366 -- Memorials, Death - Herb M. Fanning. by *Cooper.

Senate Joint Resolution No. 368 -- Memorials, Professional Achievement - Robert M. "Mike" Curry, 1996-1997 President Tennessee Bankers Association. by *Cooper.

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Senate Joint Resolution No. 371 -- Memorials, Public Service - Nickie Lancaster, Easter Seals honoree. by *Haynes, *Cohen.

Senate Joint Resolution No. 372 -- Memorials, Professional Achievement - Linda Arms Gilbert, 1998 Tennessee Teacher of the Year. by *Womack.

Senate Joint Resolution No. 373 -- Memorials, Recognition and Thanks - Sheila Young. by *Fowler.

Senate Joint Resolution No. 374 -- Memorials, Public Service - Copperweld Corporation. by *Cooper.

Senate Joint Resolution No. 375 -- Memorials, Professional Achievement - Lynda Pinkston, 1998 Tennessee Teacher of the Year finalist. by *Cooper.

Senate Joint Resolution No. 383 -- Memorials, Death - Senator Carl O. Koella, Jr. by *Atchley, *Atchley, *Burks, *Carter, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L., *Dixon, *Elsea, *Ford J., *Fowler, *Gilbert, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jordan, *Koella, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J., *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Rep. Clabough moved that all members voting aye on **Senate Joint Resolution No. 383** be added as sponsors, which motion prevailed.

Pursuant to **Rule No. 50**, Rep. Miller moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Boyer, **House Bill(s) No(s). 572, 582 and 1826** were recalled from the Health & Human Resources Committee and withdrawn from the House.

On motion of Rep. Fraley, **House Bill No. 2072** was recalled from State & Local Government Committee and withdrawn from the House.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 666: Rep(s). S. Jones as prime sponsor(s).

House Bill No. 1520: Rep(s). Boyer, Fitzhugh, Maddox, McDaniel, Dunn, Walker and Wood as prime sponsor(s).

House Bill No. 1588: Rep(s). Bone as prime sponsor(s).

House Bill No. 2100: Rep(s). Hassell, McDonald, Gunnels, Hood, Robinson, Odom, West and J. DeBerry as prime sponsor(s).

House Bill No. 2362: Rep(s). Stulce as prime sponsor(s).

House Bill No. 2369: Rep(s). Stulce as prime sponsor(s).

MESSAGE FROM THE SENATE
January 22, 1998

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 427; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
January 22, 1998

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 369; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK
January 22, 1998

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 427.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENGROSSED BILLS
January 22, 1998

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 449, 450, 451, 452, 453, 454, 457 and 458.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

CONSENT CALENDAR
January 22, 1998

The following local bills have been placed on the Consent Calendar for **January 26, 1998**: House Bill No. 2231.

ROLL CALL

The roll call was taken with the following results:

Present..... 98

Representatives present were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

RECESS MOTION

On motion of Rep. Hargrove, the House recessed until 5:00 p.m., Monday, January 26, 1998.